



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 9/22/04

Signature: [Signature]

(Ginny Blundell)

Docket No.: MIY-P03-006
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Gellman et al.

Application No.: 10/774826

Confirmation No.: 9242

Filed: February 9, 2004

Art Unit: 3739

For: DEVICES FOR MINIMALLY INVASIVE
PELVIC SURGERY

Examiner: Not Yet Assigned

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

A copy of each reference on the PTO/SB/08 is not supplied because the references were previously cited by or submitted to the Office in a prior application number 10/015114, filed November 12, 2001, now Patent No. 6,752,814 and prior application number 09/023965, filed February 13, 1998, now Patent No. 6,423,080 and relied upon in this application for an earlier filing date under 35 U.S.C. 120.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this

Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.


It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. MIY-P03-006.

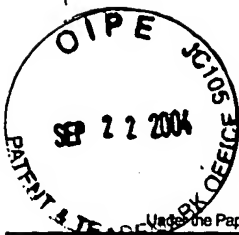
Dated:

9/22/04

Respectfully submitted,

By 
Agnes S. Lee

Registration No.: 46,862
ROPES & GRAY LLP
One International Place
Boston, Massachusetts 02110-2624
(617) 951-7000
(617) 951-7050 (Fax)
Attorneys/Agents For Applicant



PTO/SB/08a/b (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete If Known	
				Application Number	10/774826
				Filing Date	February 9, 2004
				First Named Inventor	Barry N. Gellman
				Art Unit	3739
				Examiner Name	Not Yet Assigned
Sheet	1	of	2	Attorney Docket Number	MIY-P03-006

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	3,551,987	01/1971	Wilkinson	
	AB	3,575,163	04/1971	Gaspar	
	AC	3,744,481	07/1973	McDonald	
	AD	3,762,400	10/1973	McDonald	
	AE	4,935,027	06/1990	Yoon	
	AF	4,991,578	02/1991	Cohen	
	AG	5,064,434	11/1991	Haber	
	AH	5,122,130	06/1992	Keller	
	AI	5,165,387	11/1992	Woodson	
	AJ	5,179,937	01/1993	Lee	
	AK	5,237,985	08/1993	Hodgson et al.	
	AL	5,300,082	04/1994	Sharpe et al.	
	AM	5,308,349	05/1994	Mikhail	
	AN	5,330,496	07/1994	Alferness	
	AO	5,336,231	08/1994	Adair	
	AP	5,397,330	03/1995	Mikhail	
	AQ	5,437,603	08/1995	Cerney et al.	
	AR	5,462,560	10/1995	Stevens	
	AS	5,536,251	07/1996	Evard et al.	
	AT	5,582,188	12/1996	Benderov et al.	
	AU	6,258,024	07/2001	van Der Weegen	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA	EP 0 417 031 A2	03/1991			
	BB	EP 0 654 247	10/1993			
	BC	EP 0407357	01/1991			
	BD	GB 2 214 814	09/1989			
	BE	WO 94/12091	06/1994			
	BF	WO 96/06567	03/1996			
	BG	WO 96/28083	09/1996			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

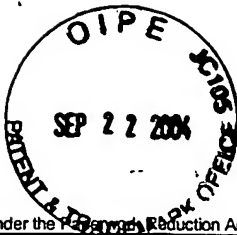
Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/774826
				Filing Date	February 9, 2004
				First Named Inventor	Barry N. Gellman
				Art Unit	3739
				Examiner Name	Not Yet Assigned
Sheet	2	of	2	Attorney Docket Number	MIY-P03-006

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials [*]	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	"The Preiurethral Cutter Clamp", Lone Star Medical Products, Inc. Catalog, 2 pages	
	CB	International Search Report for PCT/US98/03065	
	CC	Mitchell, "Hook Needle and Retractor for Posterior Urethroplasty." British Journal of Urology 42: 599-600 (1970)	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/92 (08-03)
Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Application No. (if known): 10/774826

Attorney Docket No.: MIY-P03-006

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on September 20, 2004
Date



Signature

Ginny Blundell

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

IDS (Citation) by Applicant (2 pages)